

PUBLIC HEALTH DEPARTMENT[641]

Adopted and Filed

Pursuant to the authority of Iowa Code section 691.6, the Department of Public Health hereby amends Chapter 126, "State Medical Examiner," Iowa Administrative Code.

This amendment increases some of the fees that apply to autopsies conducted by the State Medical Examiner. The autopsy fee is increased from \$1200 to \$1400. The hourly rate for the state, deputy or associate medical examiner time for all court cases is increased from \$350 to \$450. A cremation permit fee of \$75 shall be assessed for each permit investigated and authorized by the Office of the State Medical Examiner.

Notice of Intended Action was published in the March 23, 2011, Iowa Administrative Bulletin as **ARC 9435B**. No comments were received. This amendment has been revised since publication under Notice. The name of the Office of the State Medical Examiner has been updated by striking the word "division" in rule 641—126.3(691).

The State Board of Health adopted this amendment on May 11, 2011.

This amendment will become effective on July 6, 2011.

This amendment is intended to implement Iowa Code section 691.6.

The following amendment is adopted.

Amend rule 641—126.3(691) as follows:

641—126.3(691) Fees for autopsies and related services and reimbursement for related expenses. Autopsies performed by the state medical examiner ~~division~~ are provided on a fee-for-service basis. Costs of autopsies and related services and expenses are the responsibility of the county of appointment. The county of residence of the deceased shall reimburse the county of appointment.

126.3(1) Fee schedule. The following fees shall apply to autopsies conducted by the state medical examiner ~~division~~:

Autopsy	\$1200 <u>\$1400</u>
Copies of reports.	\$20

EXCEPTIONS: A copy of the autopsy report is ~~included in the autopsy fee~~ automatically sent to the county medical examiner and to the county attorney without fee. A single copy of an autopsy report may be provided to the immediate next of kin of the deceased without fee. Copies of autopsy reports may be provided to public officials and physicians of record for official purposes without fee.

State, deputy, or associate medical examiner(s) time for all court cases	\$350 <u>\$450</u> per hour with a one-hour minimum
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This fee is for time spent reviewing case materials, preparing for deposition or court, testifying in deposition or court, and travel time.

A cremation permit fee of \$75 will be assessed for each permit investigated and authorized by the state medical examiner's office.

126.3(2) and 126.3(3) No change.

[Filed 5/11/11, effective 7/6/11]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 6/1/11.